

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

DENNIS M. DALSANTO,

Case No.: 2:17-cv-02157-APG-VCF

Plaintiff

V.

NANCY A. BERRYHILL,

Defendant

Order Accepting Report and Recommendation, Denying Motion for Summary Judgment, and Granting Motion to Affirm

[ECF Nos. 18, 19, 24]

On December 17, 2019, Magistrate Judge Ferenbach recommended that I deny plaintiff

Dennis Dalsanto's motion for remand and grant the defendant's motion for summary judgment.

10 ECF No. 24. Dalsanto did not file an objection. Thus, I am not obligated to conduct a de novo

¹¹ review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to

12 "make a de novo determination of those portions of the report or specified proposed findings to

¹³ which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003)

14 (en banc) (“the district judge must review the magistrate judge’s findings and recommendation

¹⁵ “de novo if objection is made, but not otherwise” (emphasis in original)).

I THEREFORE ORDER that Magistrate Judge Ferenbach's report and recommendation

17 | (ECF No. 24) is accepted, plaintiff Dennis Dalsanto's motion for summary judgment (ECF No.

18 18) is DENIED, and defendant Nancy A. Berryhill's motion to affirm (**ECF No. 19**) is

GRANTED. The clerk of court is instructed to enter judgment in favor of the defendant and

20 | against the plaintiff, and to close this case.

DATED this 9th day of January, 2020.


ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE